

YOUNG CONAWAY STARGATT & TAYLOR, LLP

BRUCE M. STARGATT
 BEN T. CASTLE
 SHELDON N. SANDLER
 RICHARD A. LEVINE
 RICHARD A. ZAPPA
 FREDERICK W. JOBST
 RICHARD H. MORSE
 DAVID C. MCBRIDE
 JOSEPH M. NICHOLSON
 CRAIG A. KARNSNITZ
 BARRY M. WILLOUGHBY
 JOSY W. INGERSOLL
 ANTHONY G. FLYNN
 JEROME K. GROSSMAN
 EUGENE A. DiPRNZIO
 JAMES L. PATTON, JR.
 ROBERT L. THOMAS
 WILLIAM D. JOHNSTON
 TIMOTHY J. SNYDER
 BRUCE L. SILVERSTEIN
 WILLIAM W. BOWSER
 LARRY J. TARABICOS
 RICHARD A. DILIBERTO, JR.
 MELANIE K. SHARP
 CASSANDRA F. ROBERTS

RICHARD J.A. POPPER
 TERESA A. CHEEK
 NEILLI MULLEN WALSH
 JANET Z. CHARLTON
 ROBERT S. BRADY
 JOEL A. WAITE
 BRENT C. SHAFFER
 DANIEL P. JOHNSON
 CRAIG D. GREAR
 TIMOTHY JAY HOUSEAL
 BRENDAN LINEHAN SHANNON
 MARTIN S. LESSNER
 PAULINE K. MORGAN
 C. BARR FLINN
 NATALIE WOLF
 LISA B. GOODMAN
 JOHN W. SHAW
 JAMES P. HUGHES, JR.
 EDWIN J. HARRON
 MICHAEL R. NESTOR
 MAUREEN D. LUKE
 ROLIN P. BISSELL
 SCOTT A. HOLT
 JOHN T. DORSEY
 M. BLAKE CLEARY

THE BRANDYWINE BUILDING
 1000 WEST STREET, 17TH FLOOR
 WILMINGTON, DELAWARE 19801
 P.O. BOX 391
 WILMINGTON, DELAWARE 19899-0391
 (302) 571-6600
 (800) 253-2234 (DE ONLY)
 FAX: (302) 571-1253

 110 WEST PINE STREET
 P.O. BOX 594
 GEORGETOWN, DELAWARE 19947
 (302) 856-3571
 (800) 255-2234 (DE ONLY)
 FAX: (302) 856-9338
 WWW.YOUNGCONAWAY.COM

ATHANASIOS E. AGELAKOPOULOS
 JOSEPH M. BARRY
 SEAN M. BEACH
 DONALD J. BOWMAN, JR.
 TIMOTHY P. CAIRNS
 CURTIS J. CROWTHER
 MARGARET M. DiBIANCA
 ERIN EDWARDS
 KENNETH J. ENOS
 JAN S. FREDERICKS
 JAMES J. GALLAGHER
 DANIELLE GIBBS
 ALISON G.M. GOODMAN
 SEAN T. GREECHER
 KARA S. HAMMOND
 STEPHANIE L. HANSEN
 DAWN M. JONES
 RICHARD S. JULIE
 KAREN E. KELLER
 JENNIFER M. KINKUS
 EDWARD J. KOSMOWSKI

JOHN C. KUFFEL
 TIMOTHY E. LENGEKKE
 MATTHEW B. LUNN
 JOSEPH A. MALFITANO
 GLENN C. MANDALAS
 ADRIA B. MARTINELLI
 MICHAEL W. McDERMOTT
 MARIBETH L. MINELLA
 EDMON L. MORTON
 D. FON MUTTAMARA-WALKER
 JENNIFER R. NOEL
 JOHN J. PASCHETTO
 ADAM W. POFF
 SETH J. REIDENBERG
 FRANCIS J. SCHANNE
 MICHELE SHERRETTA
 MICHAEL P. STAFFORD
 JOHN E. TRACEY
 MARGARET B. WHITEMAN
 CHRISTIAN DOUGLAS WRIGHT
 SHARON M. ZIEG

OF COUNSEL
 STUART B. YOUNG
 EDWARD B. MAXWELL, 2ND

SPECIAL COUNSEL
 JOHN D. McLAUGHLIN, JR.
 ELENA C. NORMAN (NY ONLY)
 PATRICIA A. WIDDSS

DIRECT DIAL: (302) 571-6713
 DIRECT FAX: (302) 576-3515
 msquire@ycst.com

February 24, 2006

BY E-FILE AND HAND DELIVERY

The Honorable Gregory M. Sleet
 United States District Court for the District of Delaware
 844 King Street
 Wilmington, DE 19801

Re: *National Starch and Chemical Investment Holding Corp., et al. v. Cargill, Inc., et al.* C.A. No. 04-1443-GMS

Dear Judge Sleet:

I write on behalf of plaintiffs National Starch and Chemical Investment Holding Corp., Penford Australia Ltd., and Penford Holdings PTY (collectively "Plaintiffs") to set forth the agenda for the discovery teleconference set for February 28, 2005 at 10:00 AM. The disagreement between the parties to be presented to the Court concerns the following issues:

- (1) Impact on Discovery of Defendants Motion to Amend the Pleadings, which was filed on February 1, 2006;
- (2) Defendants responses to Plaintiffs Interrogatories Nos. 13, 15-21;
- (3) Plaintiffs have three other issues, which are described below, which we believe are ripe for presentation. However, defendants' disagree as to whether there has been an adequate meet and confer regarding these issues. We identify these issues only in the event Your Honor is willing to hear them at the teleconference; if not we will endeavor to present them at a future conference.

YOUNG CONAWAY STARGATT & TAYLOR, LLP

The Honorable Gregory M. Sleet

February 24, 2006

Page 2

(a) Potential effect on fact and expert discovery of defendants' recent document production, including production of over 800 pages of documents on February 22, 2006;

(b) The January 6, 2006 date for defendants' to elect whether to rely on advice of counsel in defense of the willful infringement allegation and the January 13, 2006 date by which they must produce their opinions of counsel if they are so relying;

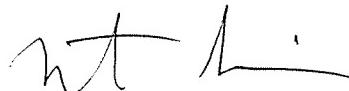
(c) Defendants objections and privilege assertions during depositions;

Defendants' List of Topics:

(1) Plaintiffs' Failure To Produce Teresa Capitani's EPO Declarations And Related Documents Prior To Her Deposition.

(2) Plaintiffs' Failure To Produce Seed Samples Promised During The Prior Teleconference And By Letter Dated January 27, 2006.

Respectfully Submitted,



Monté T. Squire (No. 4764)

MTS:aaw

cc: John W. Shaw, Esquire
Thomas Halkowski, Esquire